

MAIL STOP PCT
Patent
8075-1007

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IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Rikizo HATAKEYAMA et al. Conf. 6292

Application No. 10/528,561 Group Unknown
(PCT/JP03/12098)

Filed March 21, 2005 Examiner Unknown

METHOD FOR PRODUCING ENDOHEDRAL FULLERENES AND DEVICE THEREFOR

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

MAIL STOP PCT
Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the accompanying Notification of Missing Requirements Under 35 U.S.C. 371 mailed August 4, 2005, we enclose herewith the executed declaration in compliance with 37 CFR 1.497.

The required 37 CFR 1.492(e) surcharge was paid at the time of filing the application.

The Notification of Missing Requirements requests \$180 for the alleged presence of multiple dependent claims.

It is however pointed out that a preliminary amendment was filed on March 21, 2005 as evidenced by the accompanying postcard receipt. This preliminary amendment, a duplicate copy of which is enclosed, clearly eliminates any instance of multiple dependent claims.

Since the preliminary amendment removed all multiple dependencies, no additional claim fee is due. Section 1893.01 (c) of the MPEP clearly states that: "A preliminary amendment accompanying the initial national stage submission under 35 U.S.C. 371 that cancels claims and/or eliminates multiple dependent claims will be effective to reduce the number of claims to be considered in calculating extra claim fees required under 37 CFR 1.492(b) - (c) and/or eliminate the multiple dependent claim fee require under 37 CFR 1.492(d)".

The Commissioner is hereby authorized to charge Counsel's Deposit Account No. 25-0120 the sum of \$300.00, as follows:

- \$200 for the application search fee under fee code 2642; and
- \$100 for the application examination fee under fee code 2633.

Respectfully submitted,

YOUNG & THOMPSON

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BC/maf

October 3, 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/528,561	Rikizo Hatakeyama	8075-1007

466
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ARLINGTON, VA 22202

OPY

INTERNATIONAL APPLICATION NO.
PCT/JP03/12098

IA. FILING DATE	PRIORITY DATE
09/22/2003	09/20/2002

CONFIRMATION NO. 6292
371 FORMALITIES LETTER



OC00000016691150

Date Mailed: 08/04/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/21/2005
- Copy of the International Search Report filed on 03/21/2005
- Copy of IPE Report filed on 03/21/2005
- Information Disclosure Statements filed on 03/21/2005
- U.S. Basic National Fees filed on 03/21/2005
- Priority Documents filed on 03/21/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of **\$180** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$480** for a Small Entity:

- The application search fee has not been paid. Applicant must submit **\$200** to complete the search fee.

- The application examination fee has not been paid. Applicant must submit \$100 to complete the examination fee for a small entity in compliance with 37 CFR 1.27
- Total additional claim fee(s) for this application is \$ 180
 - \$180 for multiple dependent claim surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/528,561	PCT/JP03/12098	8075-1007

FORM PCT/DO/EO/905 (371 Formalities Notice)

COPY

Docket No. 8075-1007

INT. AP # PCT/JP03/12098

ATTACHED IS A NEW NATIONAL PHASE APPLICATION OF
INVENTOR(S): Rikizo HATAKEYAMA, Takamichi HIRATA, Kuniyoshi YOKOH, Yasuhiko
KASAMA and Kenji OMOTE

TITLE: METHOD FOR PRODUCING ENDOHEDRAL FULLERENES AND DEVICE THEREFOR

FILING DATE: March 21, 2005

CONSISTING OF: Transmittal Letter (PTO-1390) SMALL ENTITY CLAIM
 Published Application (Non-English) English Language Translation

32 Total pages consisting of 23 Pages of Description, 4 Pages of Claims

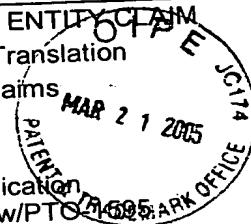
4 Sheets Of Drawings and 1 Page(s) Abstract

<input checked="" type="checkbox"/> Application Data Sheet	<input checked="" type="checkbox"/> PCT/IB/308
<input checked="" type="checkbox"/> Preliminary Amendment	<input checked="" type="checkbox"/> Coversheet of Publication
<input type="checkbox"/> Executed declaration (1)	<input type="checkbox"/> Exec. Assignment w/PTO
<input type="checkbox"/> Not. of Sub. of Sequence Listing	<input type="checkbox"/> Article 19 Amendments
International Preliminary Examination Report (PCT/IPEA/409)	
<input type="checkbox"/> Amended sheets w/IPER	<input checked="" type="checkbox"/> International Search Report
<input type="checkbox"/> Info. Disclosure Statement w/1449	<input checked="" type="checkbox"/> Check # <u>3180</u> for <u>\$\$35.00</u>
Cited References	

Other: _____ USPTO - PLEASE STAMP RECEIPT DATE AND APPLICATION NUMBER

BC/lmt

Actual due date: 3/20/2005



BEST AVAILABLE COPY